

SOLID WASTE DISPOSAL ACT8-37. Requiring Corrective Action for Releases of Petroleum  
from Underground Storage Tanks

1. **AUTHORITY.** To take all necessary actions under Subtitle I of the Solid Waste Disposal Act, as amended, to require the owner or operator of a petroleum underground storage tank to undertake corrective action.
2. **TO WHOM REDELEGATED.** Director, Enforcement and Compliance Assurance Division.
3. **LIMITATIONS.**
  - a. Before any official exercises this authority, the official must consult with the regional counsel or designee.
  - b. Before any official exercises this authority, the official must notify the assistant administrator for the Office of Enforcement and Compliance Assurance.
  - c. Upon exercising this authority, any official doing so must notify the director of the state agency designated by the governor to implement the UST Program.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may be redelegated to the branch chief level, or equivalent, and no further.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
  - a. See Chapter 8 delegations entitled "Administrative Enforcement: Agency Representation in Hearings and Signing of Consent Agreements" and "Selection and Performance of Federal Corrective Actions and Leaking Underground Storage Tanks."
  - b. RCRA Sections 9003(h) and 9006(a).

---

Debra H. Thomas  
Acting Regional Administrator

APR 29 2019

---

Date